



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Katrina MIKHAYLICHENKO et al.

Application No. 10/816,487

Filed: March 31, 2004

For: PROXIMITY HEAD HEATING  
METHOD AND APPARATUS

) Attorney Docket No. LAM2P451

) Art Unit: 1792

) Examiner: S. MacArthur

) Date: October 14, 2008

) Confirmation No. 1220

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on October 14, 2008.

Signed:

  
Diane Schwanbeck

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS AND INTERFERENCES**

Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed June 12, 2008 finally rejecting claims 10-21.

The items checked below are appropriate:

Appeal Fee: ☐ \$270.00 (Small Entity) ☒ \$540.00 (Large Entity)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply:

10/20/2008 EFLORES 00000020 10816487  
01 FC:1481 540.00 OP  
02 FC:1251 130.00 OP



Applicants petition for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-

(d)) for the total number of months checked below:

<u>Months</u>	<u>Large Entity</u>	<u>Small Entity</u>
<input checked="" type="checkbox"/> one	\$130.00	\$ 65.00
<input type="checkbox"/> two	\$490.00	\$245.00
<input type="checkbox"/> three	\$1,110.00	\$555.00

(Applicants note that the extended deadline of October 12, 2008 fell on a Sunday, and that Monday, October 13, 2008, was a federal holiday).

If an additional extension of time is required, please consider this a petition therefor.



An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.



Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**Total Fee Due**

Notice of Appeal Fee	\$540.00
Extension Fee	\$130.00
Total Fee Due	<u>\$670.00</u>



Enclosed is Check No. 20864 in the amount of \$670.00.



The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-0805 (Order No. LAM2P451).

Respectfully submitted,  
MARTINE PENILLA & GENCARELLA, LLP



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